

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

CELSIUS, INC.	)	
	)	
Plaintiff,	)	
v.	)	Civil Action No. 1:25-cv-785
	)	
WYATT FRANK HAWKINS,	)	
	)	
Defendant.	)	

**NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Celsius, Inc. hereby voluntarily dismisses with prejudice its Complaint in the above-styled action pursuant to a settlement reached by the parties. Defendant Wyatt Frank Hawkins has not filed or served an Answer or otherwise responded to Plaintiff's Complaint. As such, Plaintiff has the right to dismiss the action by filing this notice of dismissal. Fed. R. Civ. Pro. 41(a)(1)(A)(i). Each party shall bear its own costs and attorneys' fees.

Dated: July 24, 2025

Respectfully submitted,

By: /s/ Jared Slade

Jared M. Slade, Esq.  
Texas Bar No. 24060618  
Email: Jared.Slade@alston.com  
Phone: 214-922-3400  
Facsimile: 214-922-3899  
**ALSTON & BIRD LLP**  
2200 Ross Avenue, Suite 2300  
Dallas, Texas 75201

Joseph G. Tully, Esq. (*Pro Hac Vice Forthcoming*)  
New York Bar No. 4441143  
Email: Joe.Tully@alston.com  
Phone: 212-210-9400  
Facsimile: 212-210-9444  
**ALSTON & BIRD LLP**  
90 Park Ave.  
New York, NY 10016

Christina Hull, Esq. (*Pro Hac Vice Forthcoming*)  
Georgia Bar No. 242539  
Email: Christy.Hull@alston.com  
Christopher Johnson, Esq. (*Pro Hac Vice Forthcoming*)  
Georgia Bar No. 113494  
Email: Chris.Johnson@alston.com  
Phone: 404-881-7000  
Facsimile: 404-881-7777  
**ALSTON & BIRD LLP**  
1201 W. Peachtree St., Suite 4900  
Atlanta, GA 30309

***Attorneys for Plaintiff***  
***Celsius, Inc.***

**CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system on July 24, 2025, and Defendant Wyatt Hawkins is being served electronically via email.

/s/ Jared Slade  
Jared Slade